

# IANDIORIO TESKA & COLEMAN

INTELLECTUAL PROPERTY LAW ATTORNEYS

Joseph S. Iandiorio  
Kirk Teska  
Roy J. Coleman  
Thomas E. Thompkins, Jr.  
David W. Poirier

260 BEAR HILL ROAD  
WALTHAM, MASSACHUSETTS 02451-1018

Tel: (781)-890-5678  
Fax: (781) 890-1150  
e-mail: admin@iandiorio.com  
web: www.iandiorio.com

June 16, 2009

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBJECT:    Applicant:    Blackham, Geoffrey Howard  
                 Serial No:    10/580,450  
                 Filed:        May 23, 2006  
                 For:          IMAGE DISPLAY APPARATUS WITH NIGHT  
                                 VISION GOGGLE COMPATIBILITY  
                 Examiner:    Tra, Tuyen Q.  
                 Group:        2873  
                 Docket No:    GJ-281J

Dear Sir:

Enclosed is a RESPONSE in reply to the Office Action mailed February 20, 2009 in the subject application. Also enclosed is a Petition for Extension of Time Within the First Month and a check in the amount of \$130.00 for a large entity pursuant to 37 CFR §1.17(a)(1).

Also, in accordance with 37 C.F.R. 1.28(c) and MPEP 509.03X, the applicant hereby submits that through error the Office was not notified of a loss of entitlement to small entity status as of November of 2005.

The applicant further submits herewith an itemization calculating the amount of deficiency believed to be owed, together with a check in the amount of \$960.00.

If for any reason this RESPONSE or SUBMISSION is found to be INCOMPLETE, or if at any time it appears that a TELEPHONE CONFERENCE with counsel would help advance prosecution, please telephone the undersigned, or his associates, collect in Waltham, Massachusetts, at (781) 890-5678.

If any payment during prosecution is found to be incorrect, please charge any deficiency or credit any overpayment to my Deposit Account No. 09-0002. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

In addition, pursuant to Rule 1.136(a)(3), the Office is hereby authorized to treat any future reply requiring an extension of time as incorporating a request therefor. Also, any request or Petition for an Extension of Time notwithstanding an inadvertent reference in the Petition to a shorter period of time is to be treated as requesting the appropriate length of time.

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Sincerely,

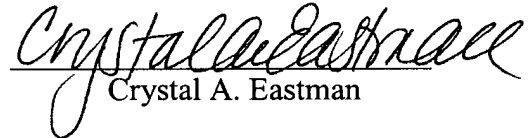


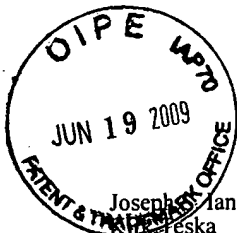
Thomas E. Thompson, Jr.  
Reg. No. 47,136

TET/cae  
Enclosures

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 16, 2009.

  
Crystal A. Eastman



Joseph Iandiorio  
Roy J. Coleman  
Thomas E. Thompkins, Jr.  
David W. Poirier

## IANDIORIO TESKA & COLEMAN

INTELLECTUAL PROPERTY LAW ATTORNEYS

260 BEAR HILL ROAD  
WALTHAM, MASSACHUSETTS 02451-1018

Tel: (781)-890-5678  
Fax: (781) 890-1150  
e-mail: admin@iandiorio.com  
web: www.iandiorio.com

June 16, 2009

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBJECT:    Applicant:    Blackham, Geoffrey Howard  
              Serial No:    10/580,450  
              Filed:        May 23, 2006  
              For:          IMAGE DISPLAY APPARATUS WITH NIGHT  
                                 VISION GOGGLE COMPATIBILITY  
              Examiner:    Tra, Tuyen Q.  
              Group:        2873  
              Docket No:    GJ-281J

Dear Sir:

Enclosed is a RESPONSE in reply to the Office Action mailed February 20, 2009 in the subject application. Also enclosed is a Petition for Extension of Time Within the First Month and a check in the amount of \$130.00 for a large entity pursuant to 37 CFR §1.17(a)(1).

Also, in accordance with 37 C.F.R. 1.28(c) and MPEP 509.03X, the applicant hereby submits that through error the Office was not notified of a loss of entitlement to small entity status as of November of 2005.

The applicant further submits herewith an itemization calculating the amount of deficiency believed to be owed, together with a check in the amount of \$960.00.

If for any reason this RESPONSE or SUBMISSION is found to be INCOMPLETE, or if at any time it appears that a TELEPHONE CONFERENCE with counsel would help advance prosecution, please telephone the undersigned, or his associates, collect in Waltham, Massachusetts, at (781) 890-5678.

If any payment during prosecution is found to be incorrect, please charge any deficiency or credit any overpayment to my Deposit Account No. 09-0002. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

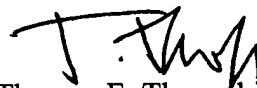
In addition, pursuant to Rule 1.136(a)(3), the Office is hereby authorized to treat any future reply requiring an extension of time as incorporating a request therefor. Also, any request or Petition for an Extension of Time notwithstanding an inadvertent reference in the Petition to a shorter period of time is to be treated as requesting the appropriate length of time.

June 16, 2009

Page 2

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Sincerely,



Thomas E. Thompson, Jr.

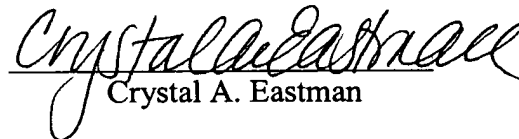
Reg. No. 47,136

TET/cae

Enclosures

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 16, 2009.

  
Crystal A. Eastman